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Total Number of Pages in This Submission

3

Application Number	10/804,345
Filing Date	March 19, 2004
First Named Inventor	McMullan
Art Unit	3652
Examiner Name	Chin, Paul T.

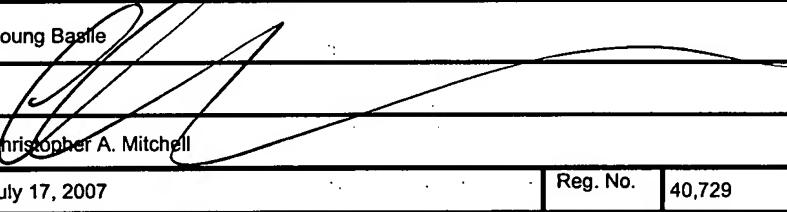
Attorney Docket Number

MUT-102-A

### ENCLOSURES (Check all that apply)

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<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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Remarks		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Young Basile		
Signature			
Printed name	Christopher A. Mitchell		
Date	July 17, 2007	Reg. No.	40,729

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Signature			
Typed or printed name	Christopher A. Mitchell	Date	July 17, 2007

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: McMULLAN

Serial No.: 10/804,345 Group No.: 3652  
Filed: March 19, 2004 Examiner: Chin, Paul T.  
For: HAND-HELD DEVICE FOR PICKING UP OBJECTS

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

### INTERVIEW SUMMARY UNDER 37 CFR SECTION 1.133(b)

On 12 June 2007, Applicant's counsel and the examiner participated in a telephone interview at the behest of Applicant's counsel. Present during the interview were Christopher A. Mitchell and James L. Cox, attorneys of record for Applicant, and Examiner Paul Chin. Eric Lee, a summer clerk of Applicant's counsel's firm, was present during, but did not participate in, the interview. No exhibits were shown nor any demonstration conducted. However, reference was made to the drawings of the instant application as well as of the prior art identified below.

The aforementioned parties discussed the examiner's rejections of claims 13-15 under Section 102(e) in light of Hsu, US Pat. No. 6,739,636, of claim 16 under Section 103(a) in light of Hsu, *supra*, and of claims 17-21 under Section 103(a) in light of Voellmer, US Pat. No. 5,178,431. Respecting claims 13-16, Applicant's counsel pointed out that Hsu fails to teach a resilient pull member as recited in the base claim, but the examiner remained unpersuaded. Respecting claims 17-21, Applicant's counsel pointed out that the removable gripping portions of the claimed invention are not present in the

Voellmer reference, *supra*. The examiner noted that this assertion seemed persuasive, and asked Applicant's counsel to subsequently submit its assertions in these regards in written form for further consideration.

As indicated, agreement on the allowability of the claims was not reached.

Respectfully submitted,

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